

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
SOUTHWESTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	Criminal No. 1:05-cr-100
Plaintiff,	)	
	)	<b><u>PRELIMINARY ORDER OF</u></b>
-vs-	)	<b><u>FORFEITURE</u></b>
	)	
LONDELL EDWIN WHITE,	)	
	)	
Defendant.	)	

WHEREAS, in the Indictment regarding the above case, the United States sought forfeiture of specific property constituting proceeds obtained via illegal activity of the above-captioned defendant, LONDELL EDWIN WHITE, pursuant to Title 21, United States Code, Section 853, as property constituting or derived from any proceeds obtained directly or indirectly as a result of illegal activity and was used or intended to be used in any manner or part to commit or to facilitate the commission of the illegal activity.

AND AS A RESULT of the guilty plea on January 31, 2006, to the Indictment, together with the defendant's waiver of any rights to said property pursuant to the Plea Agreement, the defendant, LONDELL EDWIN WHITE, shall forfeit to the United States of America all of his right, title and interest to:

A sum of money equal to \$10,000.00 in United States currency

It is hereby ORDERED, ADJUDGED and DECREED:

1. That all of the defendant's right, title and interest in the following property is hereby forfeited, that the United States is hereby authorized to seize the following property at the time of sentencing, and it will be forfeited to the United States of America

for disposition in accordance with the law, that being:

A sum of money equal to \$10,000.00 in United States currency

2. That all of the aforementioned forfeited property is to be held by the United States Marshals Service, in their custody and control.

3. That the United States Marshals Service shall publish at least once for three successive weeks in The Bismarck Tribune, a newspaper of general circulation where the forfeited property was seized, notice of this Order, notice of the Government's intent to dispose of the property in such manner as the United States may direct and notice that any person, other than the defendant, having or claiming a legal interest in the above-listed forfeited property must file a petition with the court within thirty (30) days of the final publication of notice or of receipt of actual notice, whichever is earlier.

This notice shall state that the petition shall be for a hearing to adjudicate the validity of the petitioner's alleged interest in the property, shall be signed by the petitioner under penalty of perjury, and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought.

The United States may also, to the extent practicable, provide direct written notice to any person known to have alleged an interest in the property that is the subject of the Order of Forfeiture, as a substitute for published notice as to those persons so notified.

4. That upon adjudication of any and all third-party interests, this Court will enter a Final Order of Forfeiture in which all interests will be addressed.

ORDERED this 16<sup>th</sup> day of November 2006.

/s/ Daniel L. Hovland

Daniel L. Hovland, Chief Judge  
United States District Court